

# California Regional Water Quality Control Board

## Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>  
895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906  
Phone (805) 549-3147 • FAX (805) 543-0397

**NOTICE OF PUBLIC MEETING**  
**Friday, December 13, 2002**  
**CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING**  
***NOTE NEW LOCATION FOR DECEMBER MEETING:***  
**Regional Board Conference Room**  
**895 Aerovista Place, Suite 101**  
**San Luis Obispo CA 93401-7906**  
**(See Page 8 for location map)**

[Staff will review and transmit all written material to the Board Members received by December 2, 2002, 5:00 p.m. Written material submitted after that day will be placed into the official record (unless excluded by ruling of the Board Chair), but will not be sent to Board Members before the Board Meeting.]

[The board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.]

Friday, December 13, 2002, 8:30 a.m.

1. Roll Call [Carol Hewitt 805/549-3503] ..... Board Members Present
2. Introductions [Roger Briggs 805/549-3140] ..... Guests and Staff Present
3. Approval of November 1, 2002 Meeting Minutes ..... Board Motion
4. Public Forum. .... Board Direction  
(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to three minutes).

Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.

**Uncontested Items (\*)**

5. Uncontested Items Calendar.....Board Motion  
(Agenda Item numbers 20, 21, 22, 23, and 24 with a single asterisk (\*), are expected to be routine and non-controversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).

**Watershed Management and Basin Planning**

6. [Waiver Action Related to Waste Discharge Requirements](#)  
A) Background Information [Eric Gobler 805/549-3467].....Information  
B) General Waiver [Kimberly Gonzalez 805/549-3150].....Resolution No.2002-0115  
C) Conditional Waiver for Agricultural Runoff [Alison Jones 805/542-4646].....Status Report  
(This will be a combination of Background Information, General Waiver Resolution, and a Status Report)
7. [Chorro Creek and Los Osos Creek Total Maximum Daily Load](#) for Nutrients  
and Dissolved Oxygen .....Resolution No. 2002-0118  
(Adopt Basin Plan Amendment) [Katie McNeill 805/549-3336]
8. [Morro Bay Total Maximum Daily Load](#) for Pathogens  
(including Chorro and Los Osos Creeks) .....Resolution No. 2002-0117  
(Adopt Basin Plan Amendment) [Shanta Duffield 805/549-3464]
9. [Basin Plan Chapter 6 Revision](#).....Resolution No. 2002-0094  
(Adopt Basin Plan Amendment) [Angus Lewis 805/549-3692, Howard Kolb 805/549-3332]
10. [Basin Plan Nonpoint Source / Riparian Policy - Implementation Revision](#).....Resolution No. 2002-0093  
(Adopt Basin Plan Amendment) [Howard Kolb 805/549-3332, Angus Lewis 805/549-3692]
11. [Toro Creek Groundwater Basin](#).....Board Direction  
(Consideration whether to proceed with a Basin Plan Amendment to remove the MUNICIPAL  
AND DOMESTIC SUPPLY beneficial use from a portion of the Toro Creek Groundwater Basin)  
[Sheila Soderberg 805/549-3592]

**Low Threat and General Discharge Cases**

12. [Low Threat Cases](#).....Information/Discussion

General NPDES Permit:

ExxonMobil Service Station No. 18-J4F, 4801 Hollister Avenue, Goleta, Santa Barbara County  
[Sheila Soderberg 805/ 549-3592]  
Chevron Station No. 9-8169, 3180 Broad Street, San Luis Obispo, San Luis Obispo County  
[Corey Walsh 805/542-4781]  
Beacon Station No. 3737, 1180 Main Street, Watsonville, Santa Cruz County  
[Matthew Keeling 805/549-3685]

Corrective Action Plan Approvals:

Beacon Station No. 3735, 1516 Soquel Avenue, Santa Cruz, Santa Cruz County [Tom Sayles 805/42-4640]  
Exxon Station No. 7-0228, 595 Munras Avenue, Monterey, Monterey County [Wei Liu 805/542-4648]  
Former BP Oil Site No. 11166, 401 Fremont Street, Monterey, Monterey County [Wei Liu 805/542-4648]  
Former Arco Service Station No. 0365, 400 Fremont Street, Monterey, Monterey County  
[Wei Liu 805/542-4648]

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
**Central Coast Regional Board Meeting Agenda**

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**Cleanup Cases**

13. [MTBE Sites](#) [Jay Cano 805/549-3699] ..... Status Reports  
Quick Stop Market, Soquel, Santa Cruz County  
Chevron, Cambria, San Luis Obispo County  
Camp Evers Underground Tank Sites, Scotts Valley, Santa Cruz County  
Los Osos Valley Garage/Bear Valley Chevron, Los Osos, San Luis Obispo County  
Lake San Antonio, Monterey County  
Sturdy Oil Company (Exxon Station), San Miguel Canyon, Monterey County  
Regionwide MTBE Site List
14. [Prospective Purchaser Agreement, Innovative Micro Technologies, Inc.](#), ..... Board Approval  
6300 Hollister Avenue, Goleta, Santa Barbara County [Sheila Soderberg 805/549-3592]

**Enforcement**

15. [Enforcement Report](#) [Gerhardt Hubner 805/542-4647] ..... Status Report
16. [Mr. William Evert, dba., the Corner Store, Monterey County](#) ..... Order No. 2002-0137  
(*Consideration of Administrative Civil Liability for late report*) [Wei Liu 805/542-4648]
17. [Global Mushroom, Santa Clara County](#) ..... Order No. 2002-0127  
(*Consideration of Administrative Civil Liability*) [Kimberly Gonzalez 805/549-3150]
18. [PG&E, Moss Landing Power Plant, Monterey County](#) ..... Board Approval  
(*Settlement of NPDES Permit Violations*) [Brad Hagemann 805/549-3697]

**Permits**

19. [Goleta Sanitary District, Santa Barbara County](#) ..... Resolution No. 2002-0077  
(*Consideration of Revision to Resolution No. 2002-077*) [Mike Higgins 805/542-4649]

**Waste Discharge Requirements**

- \*20. [City of Santa Maria WWTP](#), Santa Barbara County ..... Order No. 2002-0111  
(*Reissuance of Waste Discharge Requirements*) [Bob Hurford 805/542-4776]
- \*21. [Live Oak Park, Santa Barbara County](#) ..... Order No. 2002-0112  
(*Issuance of Waste Discharge Requirements*) [Bob Hurford 805/542-4776]
- \*22. [Rancho Los Lobos Class II Landfill, Monterey County](#) ..... Order No. 2002-0014  
(*Issuance of Closure Waste Discharge Requirements*) [Frank DeMarco 805/542-4638]
- \*23. [Santa Cruz Biotechnology, Inc.](#), Stephenson Ranch and Edwards Property Grazing and  
Manure Land Application Sites, Santa Cruz County ..... Order No. 99-007  
(*Rescission of Waste Discharge Requirements*) [Todd Stanley 805/542-4769]
- \*24. [San Martin Tire, Santa Clara County](#) ..... Order No. 88-34  
(*Rescission of Waste Discharge Requirements*) [Burton Chadwick 805/542-4786]

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
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**Administrative Items**

25. Report by State Water Resources Control Board Liaison [Gary Carlton 916/341-5603].....Status Report
26. Reports by Regional Board Members.....Status Report
27. [Executive Officer's Report](#) [Roger Briggs 805-549-3140] ..... Information/Discussion  
Regulations Summary  
Water Quality Certifications  
*(A chart is provided in the agenda listing the applications received from October 1, 2002 through October 31, 2002. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Corinne Huckaby 805-549-3504.)*

**Watershed Branch Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):  
Carpinteria Valley Greenhouse update [Mike Higgins 805/542-4649]  
Basin Plan Exemption Request [Matt Fabry 805/549-3458]  
Las Tablas Creek TMDL [Doug Gouzie 805/542-4762]

**Cleanup Branch Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):  
Underground Tanks Summary Report dated November 12, 2002 [Jay Cano 805/549-3699]  
Olin Corporation, 425 Tennant Avenue, Morgan Hill, Santa Clara County [John Mijares 805/549-3696]

**Regionwide Reports**

Regional Monitoring [Karen Worcester 805/549-3333]  
Total Maximum Daily Load Program [Lisa McCann 805/549-3132]

**Administrative Reports**

Governor's Executive Order D-62-02 Regarding Decommissioned Radioactive Materials  
[Michael LeBrun 805/542-4645]  
Presentations and Training [Roger Briggs 805/549-3140]

**Closed Session**

Discussion of Cases in Litigation [Staff Counsel Jennifer Soloway]..... Closed Session  
*(The Board will meet in closed session to discuss pending litigation in the cases of Unocal v. Regional Water Quality Control Board; South County Regional Waste Water Authority v. Regional Water Quality Control Board, Cambria Community Services District v. Regional Water Quality Control Board, and Voices of the Wetlands, et al, v. Regional Water Quality Control Board, as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].)*

**Adjournment**

The next regularly scheduled Board meeting is February 7, 2003 in San Luis Obispo.

**REGIONAL BOARD MEETING SCHEDULE 2002/2003**

<b>Date</b>	<b>City</b>	<b>Address</b>
December 13, 2002	San Luis Obispo	Regional Board Conference Room, 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
February 7, 2003	San Luis Obispo	Regional Board Conference Room, 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
March 21, 2003	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
May 16, 2003	Watsonville	Watsonville City Council Chambers, 250 Main Street, Watsonville, CA 95076
July 11, 2003	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
Sept. 12, 2003	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
October 24, 2003	Santa Barbara	Santa Barbara County Supervisors Board Hearing Room 105 East Anapamu St. - 4th Floor, Santa Barbara, CA 93101
December 5, 2003	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906

**LEAD STAFF PERSONS**

Roger W. Briggs, <i>Executive Officer</i>	805-549-3140
Brad Hagemann, <i>Assistant Executive Officer/Ombudsman</i>	805-549-3697
Carol Hewitt, <i>Executive Assistant</i>	805-549-3503
Cyndee Jones, <i>Regional Administrative Officer</i>	805-549-3372
Jennifer Soloway, <i>Staff Counsel</i>	916-341-5176
Vacant, <i>Supervising Water Resources Control Engineer</i>	_____

**INVESTIGATION AND CLEANUP BRANCH**

Jay Cano, <i>Above and Under Ground Tanks</i>	805-549-3699
Michael LeBrun, <i>Department of Defense Program and Landfills</i>	805-542-4645
Harvey Packard, <i>Cost Recovery Program, Major Oil Field and Pipeline Cleanups</i>	805-542-4639

**WATERSHED BRANCH**

Chris Adair, <i>Northern Watershed Unit Supervisor</i>	805-549-3761
Gerhardt Hubner, <i>Coastal Watershed Unit Supervisor</i>	805-549-4647
Eric Gobler, <i>Central Watershed Unit Supervisor</i>	805-549-3467
Lisa Horowitz McCann, <i>Watershed Assessment Unit Supervisor</i>	805-549-3132
John Robertson, <i>Southern Watershed Unit Supervisor</i>	805-542-4630

**REGIONAL MONITORING AND BASIN PLANNING**

Karen Worcester, <i>Environmental Specialist</i>	805-549-3333
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*(Please send or fax correspondence to (refer to instructions at the bottom of page one):*

**Regional Water Quality Control Board – Central Coast Region**  
**895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906**  
**Phone: 805-549-3147                      Fax: 805-543-0397**

**CENTRAL COAST REGIONAL BOARD MEMBERS**

<b>Board Member</b>	<b>Appointment Category</b>	<b>Term Expires</b>
Gary Shallcross Chair – Monterey	Recreation, Fish or Wildlife	9/18/2002
Leslie S. Bowker Co-Vice Chair – Los Osos	County Government	9/30/2003
Bruce K. Daniels Co-Vice Chair – Capitola	Water Quality	9/18/2002
John Hayashi Arroyo Grande	Irrigated Agriculture	9/30/2003
Russell M. Jeffries Salinas	Water Quality	9/30/2004
Daniel M. Press Santa Cruz	Public	9/30/2004
Marco L. Rizzo San Luis Obispo	Industrial Water Use	9/30/2004
Donald A. Villeneuve Cambria	Water Supply	9/30/2005
Jeffrey S. Young Santa Barbara	Municipal Government	9/30/2005

**CONDUCT OF MEETING**

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic, municipal, and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Act (Division 7), California Water Code.
- B - The purpose of the meeting is for the Board to obtain testimony and information from staff and concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.
- E - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Executive Assistant, Carol Hewitt. Photographs or slides of large exhibits are acceptable.
- F - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- G - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the EO's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- H - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code sections 11400 et seq. but not Government Code sections 11500 et seq.
- I - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact Jay Cano (805/549-3699) at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- J - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- K - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.

Regional Water Quality Control Board Offices  
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